

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cynthia T. Clague et al. Examiner: Pavitra Kotini
Serial No.: 10/694,037 Group Art Unit: 3731
Filed: October 27, 2003 Docket No.: M190.242.101/P11210.00
Title: METHOD AND APPARATUS FOR MAKING PRECISE INCISIONS IN
BODY VESSELS

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated April 24, 2008, rejecting claims 1-6, 15-24 and 32. The fee for this Notice of Appeal under 37 C.F.R. §41.20(b) is **\$510.00**.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

☐ (a) Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees 37 C.F.R. 1.17(a)(1)-1.17(a)(5) for the total number of months checked below:

- ☐ one month (\$120.00)
- ☐ two months (\$450.00)
- ☐ three months (\$1020.00)
- ☐ four months (\$1590.00)
- ☐ The extension fee has already been filed in this application.

☒ (b) Applicant believes that no Extension of Time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition and fee for Extension of Time.

Please charge Deposit Account No. 50-0471 in the amount of **\$510.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-0471 pursuant to 37 C.F.R. 1.25.

Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences

Applicant: Cynthia T. Clague et al.

Serial No.: 10/694,037

Filed: October 27, 2003

Docket No.: M190.242.101/P-11210.00

Title: METHOD AND APPARATUS FOR MAKING PRECISE INCISIONS IN BODY VESSELS

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

Any inquiry regarding this Notice of Appeal should be directed to Rudolph P. Hofmann at Telephone No. (612) 573-2010, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

Dicke, Billig & Czaja, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402

Respectfully submitted,

Raymond W. Usher, et al.,

By their attorneys,

DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402
Telephone: (612) 573-2010
Facsimile: (612) 573-2005

Date: July 24, 2008
RPH:cms

/Rudolph P. Hofmann/
Rudolph P. Hofmann
Reg. No. 38,187